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**MAR 14 2011**

**BRAD M. BEHAR & ASSOCIATES, PLLC**

To: USPTO: Mail Stop Petition	From: Brad M. Behar
Fax: (571) 273-8300	Pages (including this page): 25
Tel:	Date: March 14, 2011
Re: Petition For Reconsideration U.S. Patent No. 6,347,229	Cc:

☒ Urgent☐ For Review☐ Please Comment☐ Please Reply

Message: Please see attachments.

1. Petition for Reconsideration with accompanying exhibits;
2. Credit Card Payment Form PT-2038.

94 Second Street Mineola, NY 11501 Tel (516) 741 6500 Fax (516) 741 6100 [www.beharlawfirm.com](http://www.beharlawfirm.com)

**MAR 14 2011**

Attorney Docket: 10008/0026

<b>U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE</b>			
<b>PETITION FOR RECONSIDERATION</b>		Docket No.: 10008/0026	Date of Patent: February 12, 2002
Patent Number: US 6,347,229	Filing Date: August 26, 1999	Examiner: Daniel Hunter	Art Unit: N/A
Invention Title: <b>METHOD FOR TRACKING THE LOCATION OF MOBILE UNITS</b>		Inventors : Zelmanovich, Helena et al.	

Mail Stop PETITION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: (571) 273-8300

I hereby certify that this correspondence is being transmitted by facsimile (571-273-8300) to the United States Patent and Trademark Office on

Date: March 14, 2011

Signature:



Brad M. Behar

**Dear Sir:**

A Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent (the "Original Petition") for United States Patent No. 6,347,229 was filed on December 6, 2010 by co-assignee Intech 21, Inc. ("Intech") (attached hereto as Exhibit A). On or about January 14, 2011 Intech received correspondence from the Office of Petitions indicating that the Original Petition had been rejected on the basis that the Statement of Unintentional Delay ("Statement") which was concurrently filed with the Original Petition failed to comply with the requirements of 37 CFR 3.73(b) (attached hereto as Exhibit B). Specifically, the Statement stated that Intech mistakenly identified itself as the assignee of the entire right, title and interest in the patent.


Concurrently herewith, Intech filed a new Assignment for recordation with the USPTO transferring all right, title and interest in Patent No. 6,347,229 to Intech (attached hereto as Exhibit C is a copy of the assignment submission to the Assignment Division). Additionally, also concurrently herewith, Intech filed a Power of Attorney with the requisite Certificate pursuant to 37 CFR 3.73(b) designating the undersigned as Attorney of Record for Patent No. 6,347,229 (attached hereto as Exhibit D are copies of the Power of Attorney and Certificate submitted to the UPSTO). Intech respectfully requests that the petition to accept the delayed

Attorney Docket: 10008/0026

payment of the maintenance fee for the above-identified patent be reconsidered and accepted in view of the aforementioned filings and upon the submission of the accompanying Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent (Form PTO/SB/66) which was executed on March 14, 2011 (attached directly hereto).

The Maintenance Fee and Surcharge totaling \$2,880.00 associated with the petition to accept the delayed payment of the maintenance fee were paid with the Original Petition back in December. Accordingly, the only amount believed to currently be due for the present filing is \$400.00, the Petition Fee For Reconsideration due in accordance with 37 CFR 1.17(f). A credit card authorization form (PTO-2038) is provided herewith as payment for the petition fee.

Respectfully submitted,

Date: 3/14/11  
Brad M. Behar (Reg. No. 64,661)

**BRAD M. BEHAR & ASSOCIATES, PLLC**  
94 Second Street  
Mineola, NY 11501  
CUSTOMER NUMBER 93653

MAR 14 2011

PTO/SB/66 (03-C9)

Approved for use through 03/31/2012. OMB 0651-0016

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF  
MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (c))**

Docket Number (Optional)

10008/0026

Mail to: Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: (571) 273-8300

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent No. 6,347,229Application Number 09383812Issue Date 02/12/2002Filing Date 08/26/1999

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable

The above – identified patent

☐

Is a reissue of original Patent No. \_\_\_\_\_ original issue date \_\_\_\_\_

original application number \_\_\_\_\_

original filing date \_\_\_\_\_

☐

resulted from the entry into the U.S. under 35 U.S.C. 371 of international application \_\_\_\_\_

filed on \_\_\_\_\_

**CERTIFICATE OF MAILING (37 CFR 1.89(a))**

I hereby certify that this paper (\*along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class main in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

March 14, 2011

Date



Signature

BRAD M. BEHAR

Typed or Printed Name of Person Signing Certificate

[page 1 of 3]

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

## 1. SMALL ENTITY

☒ Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27.

## 2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

☐ Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g)

## 3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

The appropriate maintenance fee must be submitted with this petition, unless it was paid earlier.

NOT Small Entity			Small Entity		
Amount	Fee	(Code)	Amount	Fee	(Code)
<input type="checkbox"/> \$ _____	3 ½ yr fee	(1551)	<input type="checkbox"/> \$ _____	3 ½ yr fee	(2551)
<input type="checkbox"/> \$ _____	7 ½ yr fee	(1552)	<input type="checkbox"/> \$ 1240.00	7 ½ yr fee	(2552)
<input type="checkbox"/> \$ _____	11 ½ yr fee	(1553)	<input type="checkbox"/> \$ _____	11 ½ yr fee	(2553)

MAINTENANCE FEE BEING SUBMITTED \$ 1240.00

## 4. SURCHARGE

The surcharge required by 37 CFR 1.20(i)(2) of \$ 1640.00 (Fee Code 1558) must be paid as a condition of accepting unintentionally delayed payment of a maintenance fee.

SURCHARGE FEE BEING SUBMITTED \$ 1640.00

## 5. MANNER OF PAYMENT

☐ Enclosed is a check for the sum of \$ \_\_\_\_\_☐ Please charge Deposit Account No. \_\_\_\_\_ the sum of \$ \_\_\_\_\_☒ Payment by credit card. Form PTO-2038 is attached.

## 6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

☐ The Director is hereby authorized to charge any maintenance fee, surcharge or petition deficiency to Deposit Account No. \_\_\_\_\_

PTO/SB/63 (03-09)

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U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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## 7. OVERPAYMENT

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OR

☐

Credit to Deposit Account No. \_\_\_\_\_

☒

Send refund check

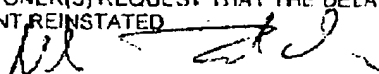
## WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

## 8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

## 9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED



Signature(s) of Petitioner(s)

March 14, 2011

Date

Victor Zelmanovich, Exec. VP, Intech 21, Inc.

Typed or printed name(s)

516-626-7221 x225

Telephone Number

Registration Number, if applicable

21 HARBOR PARK DRIVE NORTH, PORT WASHINGTON, NY 11050

Address

Address

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

## ENCLOSURES

☐

Maintenance Fee Payment

☐

Surcharge under 37 CFR 1.20(p)(2) (fee for filing the maintenance fee petition)

☒

\$400.00, the Petition Fee For Reconsideration due in accordance with 37 CFR 1.17(f)

# EXHIBIT A

MAR 14 2011

Attorney Docket: 10008/0026

DUPLICATE

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE			
<b>PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF MAINTENANCE FEE IN AN EXPIRED PATENT</b>		Docket No.: 10008/0026	Date of Patent: February 12, 2002
Patent Number: US 6,347,229	Filing Date: August 26, 1999	Examiner: Daniel Hunter	Art Unit: N/A
Invention Title: <b>METHOD FOR TRACKING THE LOCATION OF MOBILE UNITS</b>		Inventors : Zelmanovich, Helena et al.	

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: (571) 273-8300

I hereby certify that this correspondence is being transmitted by  
facsimile to the United States Patent and Trademark Office on

Date: December 6, 2010

Signature: 

Brad M. Behar

Dear Sir:

Attached please find a fully executed Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent (Form PTO/SB/66) for United States Patent No. 6,347,229. A credit card authorization form (PTO-2038) is also provided herewith as payment for the corresponding Maintenance fee and Surcharge due.

Respectfully submitted,

Date: 12/6/10



Brad M. Behar (Reg. No. 64,661)

BRAD M. BEHAR & ASSOCIATES, PLLC  
94 Second Street  
Mineola, NY 11501  
CUSTOMER NUMBER 93653



MAR 14 2011

PTO/SB/66 (03-08)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION TO ACCEPT UNINTENTIONALLY DELAYED PAYMENT OF  
MAINTENANCE FEE IN AN EXPIRED PATENT (37 CFR 1.378 (c))**

Docket Number (Optional)

10008/0026

Mail to: Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Fax: (571) 273-8300

**DUPLICATE**

NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (571) 272-3282.

Patent No. 6,347,229Application Number 09383812Issue Date 02/12/2002Filing Date 08/26/1999

CAUTION: Maintenance fee (and surcharge, if any) payment must correctly identify: (1) the patent number (or reissue patent number, if a reissue) and (2) the application number of the actual U.S. application (or reissue application) leading to issuance of that patent to ensure the fee(s) is/are associated with the correct patent. 37 CFR 1.366(c) and (d).

Also complete the following information, if applicable

The above — identified patent

☐

Is a reissue of original Patent No. \_\_\_\_\_ original issue date \_\_\_\_\_

original application number \_\_\_\_\_

original filing date \_\_\_\_\_

☐

resulted from the entry into the U.S. under 35 U.S.C. 371 of international application \_\_\_\_\_

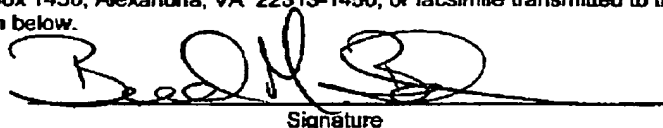
filed on \_\_\_\_\_

**CERTIFICATE OF MAILING (37 CFR 1.89(a))**

I hereby certify that this paper (\*along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

December 6  
November, 2010

Date

  
Signature

Brad M. Behar

Typed or Printed Name of Person Signing Certificate

[page 1 of 3]

This collection of information is required by 37 CFR 1.378(c). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/88 (03-09)

Approved for use through 03/31/2012. OMB 0651-0016

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## 1. SMALL ENTITY

☒ Patentee claims, or has previously claimed, small entity status. See 37 CFR 1.27.

## 2. LOSS OF ENTITLEMENT TO SMALL ENTITY STATUS

☐ Patentee is no longer entitled to small entity status. See 37 CFR 1.27(g)

DUPLICATE

## 3. MAINTENANCE FEE (37 CFR 1.20(e)-(g))

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NOT Small Entity			Small Entity		
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<input type="checkbox"/> \$ _____	7 ½ yr fee	(1552)	<input type="checkbox"/> \$ 1240.00	7 ½ yr fee	(2552)
<input type="checkbox"/> \$ _____	11 ½ yr fee	(1553)	<input type="checkbox"/> \$ _____	11 ½ yr fee	(2553)

MAINTENANCE FEE BEING SUBMITTED \$ 1240.00

## 4. SURCHARGE

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SURCHARGE FEE BEING SUBMITTED \$ 1640.00

## 5. MANNER OF PAYMENT

☐ Enclosed is a check for the sum of \$ \_\_\_\_\_☐ Please charge Deposit Account No. \_\_\_\_\_ the sum of \$ \_\_\_\_\_☒ Payment by credit card. Form PTO-2038 is attached.

## 6. AUTHORIZATION TO CHARGE ANY FEE DEFICIENCY

☐ The Director is hereby authorized to charge any maintenance fee, surcharge or petition deficiency to Deposit Account No. \_\_\_\_\_

PTO/SB/68 (03-49)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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## 7. OVERPAYMENT

As to any overpayment made please

OR ☐ Credit to Deposit Account No. \_\_\_\_\_☒ Send refund check

DUPLICATE

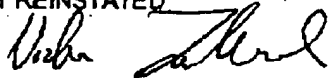
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## 8. STATEMENT

The delay in payment of the maintenance fee to this patent was unintentional.

## 9. PETITIONER(S) REQUEST THAT THE DELAYED PAYMENT OF THE MAINTENANCE FEE BE ACCEPTED AND THE PATENT REINSTATED



Signature(s) of Petitioner(s)

December 2, 2010

Date

Victor Zelmanovich, Exec. VP, Intech 21, Inc.

Typed or printed name(s)

Registration Number, if applicable

516-626-7221 x225

Telephone Number

21 Harbor Park Drive North Port Washington, NY 11050

Address

Address

37 CFR 1.378(d) states: "Any petition under this section must be signed by an attorney or agent registered to practice before the Patent and Trademark Office, or by the patentee, the assignee, or other party in interest."

## ENCLOSURES

☒ Maintenance Fee Payment☒ Surcharge under 37 CFR 1.20(i)(2) (fee for filing the maintenance fee petition)☐

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MAR 14 2011

BRAD M. BEHAR & ASSOCIATES, PLLC

DUPLICATE

To: USPTO, Mail Stop Petition	From: Brad M. Behar
Fax: (571) 273-8300	Pages (including this page): 6
Tel:	Date: December 6, 2010
Re: Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent for U.S. Patent No. 6,347,229.	Cc:

☒ Urgent

☐ For Review

☐ Please Comment

☐ Please Reply

Message: Attached please find the following;

1. Transmittal Form (1 Page);
2. Petition to Accept Unintentionally Delayed Payment of Maintenance Fee (3 Pages);
3. Credit Card Payment Form (1 Page).

94 Second Street Mineola, NY 11501 Tel (516) 741 6500 Fax (516) 741 6100 [www.beharlawfirm.com](http://www.beharlawfirm.com)

HP Officejet Pro 8500 A909n All-in-One series

Fax Log for  
BRAD M. BEHAR & ASSOC.  
516-741-6510  
Dec 06 2010 6:26PM

Last Transaction

Date	Time	Type	Station ID	Duration Digital Fax	Pages	Result
Dec 6	6:23PM	Fax Sent	15712738300	2:39 N/A	6	OK

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DUPLICATE

Mar 14 11 04:44p

BRAD M. BEHAR &amp; ASSOC.

516-741-6510

p.16

USPTO

12/6/2010 5:23:38 PM

PAGE

1/001

Fax Server

TO: Auto-reply fax to 516 741 6510 COMPANY:

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MAR 14 2011

## Auto-Reply Facsimile Transmission



TO:

Fax Sender at 516 741 6510

Fax Information

Date Received:

12/6/2010 5:20:29 PM [Eastern Standard Time]

Total Pages:

6 (including cover page)

**ADVISORY:** This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received  
Cover  
Page

=====&gt;

Dec 06 10:06:23p		BRAD M. BEHAR & ASSOC.		516-741-6510		p.1	
BRAD M. BEHAR & ASSOCIATES, PLLC							
To: USPTO, Mail Stop Petition				From: Brad M. Behar			
Fax: (571) 273-8300				Pages (including this page): 6			
Tel:				Date: December 6, 2010			
Re: Petition to Accept Unintentionally Delayed Payment of Maintenance Fee in an Expired Patent for U.S. Patent No. 6,347,229.				Cc:			
<input checked="" type="checkbox"/> Urgent <input type="checkbox"/> For Review <input type="checkbox"/> Please Comment <input type="checkbox"/> Please Reply							
Message: Attached please find the following: 1. Transmittal Form (1 Page); 2. Petition to Accept Unintentionally Delayed Payment of Maintenance Fee (3 Pages); 3. Credit Card Payment Form (1 Page).							
DUPLICATE							
99 Second Street Mineola, NY 11501 Tel (516) 741 6510 Fax (516) 741 6200 <a href="http://www.bmbeharaes.com">www.bmbeharaes.com</a>							
<small>PAGE 01 * 0001 * 12/06/2010 5:20:29 PM * Eastern Standard Time * 12/06/2010 5:20:29 PM * 516-741-6510 * 0001/0001 * 0001/0001 * 0001/0001</small>							

# EXHIBIT B

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**MAR 14 2011**

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Commissioner for Patents  
United States Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450  
www.uspto.gov

**IRA J. SCHAEFER, ESQ.**  
**CLIFFORD CHANCE RODGERS & WELLS LLP**  
**200 PARK AVENUE**  
**NEW YORK, NY 10166**

**MAILED****JAN 14 2011****OFFICE OF PETITIONS**

In re Patent No. 6,347,229  
Issue Date: February 12, 2002  
Application No. 09/383,812  
Filed: August 26, 1999  
Attorney Docket No. 10008/0026

**ON PETITION**

This is a decision on the petition under 37 CFR 1.378(c), filed December 6, 2010, to accept the delayed payment of a maintenance fee for the above-identified patent.

The petition is **DISMISSED**.

A grantable petition to accept the unintentionally delayed payment of a maintenance fee under 35 U.S.C. 41(c) and 37 CFR 1.378(c) must be accompanied by: (1) a statement that the delay was unintentional; (2) payment of the appropriate maintenance fee, unless previously submitted; (3) payment of the surcharge set forth in 37 CFR 1.20(i)(2). This petition lacks item (1) above.

With regards to item (1), the statement of unintentional delay cannot be accepted since it appears that the instant petition is signed on the behalf of the assignee and fails to comply with the requirements of 37 CFR 3.73(b).

The Statement Under 37 CFR 3.73(b) filed on December 9, 2010, cannot be accept as it indicates that Intech 21, Inc., is the assignee of the entire right, title and interest. However, according to the assignment recorded with the Office on August 26, 1999 (Reel 010207, Frame 0030), indicates that both Intech 21, Inc and Secure Care Products, Inc are the assignee of record.

Therefore, when an assignee seeks to take action in a matter before the Office with respect to a patent application, patent, or reexamination proceeding and the right, title, and interest therein is held by more than one assignee, each partial assignee must provide a submission under 37 CFR 3.73(b). In each submission, the extent of each assignee's interest must be set forth so that the Office can determine whether it has obtained action by the entirety of the right, title and interest holders (owners). 37 CFR 3.73(c)(2).

In view of the above, the Revocation and New Power of Attorney submitted on December 9, 2010, cannot be accepted at this time.

If reconsideration of this decision is desired, a petition for reconsideration under 37 CFR 1.378(e) must be filed within TWO (2) MONTHS from the mail date of this decision. No extension of this two-month time limit can be granted under 37 CFR 1.136(a) or (b). This is not a final agency action within the meaning of 5 U.S.C. § 704.



Patent No. 6,347,229

Page 2

Any petition for reconsideration of this decision must be accompanied by the petition fee of \$400 as set forth in 37 CFR 1.17(f). The petition for reconsideration must include the lacking item(s) noted below, since, after a decision on the petition for reconsideration, no further reconsideration or review of the matter will be undertaken by the Director.

If petitioner does not wish to pursue reinstatement of this expired patent, petitioner may request a refund of the \$2880 fees of submitted with the petition. The request should be made in writing and addressed to: Mail Stop 16, Director of the U.S. Patent and Trademark Office, P. O. Box 1450, Alexandria, VA 22313-1450. A copy of this decision should accompany petitioner's request.

A courtesy copy of this decision is being mailed to the address given on the petition; however, the Office will mail all future correspondence solely to the address of record until otherwise notified by applicant.


Further correspondence with respect to this matter should be addressed as follows:

By mail: Mail Stop PETITION  
Commissioner for Patents  
Post Office Box 1450  
Alexandria, VA 22313-1450

By hand: U. S. Patent and Trademark Office  
Customer Service Window, Mail Stop Petitions  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

The centralized facsimile number is (571) 273-8300.

Telephone inquiries should be directed to the undersigned at (571) 272-6059.

  
Alicia Kelley  
Petitions Examiner  
Office of Petitions

cc: VICTOR ZELMANOVICH  
INTECH 21, INC.  
21 HARBOR PARK DRIVE NORTH  
PORT WASHINGTON, NY 11050

# EXHIBIT C

**ASSIGNMENT**

WHEREAS, an application for a United States Patent titled **METHOD FOR TRACKING THE LOCATION OF MOBILE UNITS** for certain inventions and discoveries was filed on August 26, 1999 and assigned U.S. Serial No. 09/383812 (the "Application");

WHEREAS, on August 26, 1999, contemporaneously with the filing of the Application, the inventors duly executed an assignment document (hereinafter the "Original Assignment") transferring all right, title, and interest in the Application and any resulting patents, including United States Patent No. 6,347,229 which issued on February 12, 2002 (hereinafter the "'229 Patent," copy of which is attached hereto as Exhibit A), to INTECH 21, INC., a corporation of New York, whose address is 15 Glen Street, Glen Cove, New York 11542 and SECURE CARE PRODUCTS, INC., a corporation of New Hampshire, whose address is 39 Chenell Drive, Concord, New Hampshire 03301-8501;

WHEREAS, said Original Assignment was duly recorded with the United States Patent and Trademark Office Assignment Division on August 26, 1999 under Reel/Frame No. 010207/0030, a copy of which is attached hereto as Exhibit B; and

WHEREAS, INTECH 21, INC., having a current place of business at 21 Harbor Park Drive North, Port Washington, NY 11050, and who, together with its successors and assigns, is hereinafter called Assignee, is desirous of acquiring the title, rights, benefits, and privileges hereinafter recited,

NOW, THEREFORE, for valuable consideration furnished by Assignee to SECURE CARE PRODUCTS, INC., receipt and sufficiency of which is hereby acknowledged, SECURE CARE PRODUCTS, INC., hereby, without reservations:

1. Assigns, transfers, and conveys to Assignee its entire right, title, and interest in and to the '229 Patent and the inventions and discoveries therein and any and all reissues, and extensions thereof.
2. Authorize and request the Commissioner of Patents and Trademarks of the United States of America and the empowered officials of all other governments to issue or transfer the '229 Patent to Assignee, as assignee of the entire right, title, and interest therein or otherwise as Assignee may direct.
3. Warrant that it has not conveyed to others any right, title, or interest in said '229 Patent or any license to use the same or to make, use, or sell anything embodying or utilizing any of said '229 Patent; that it has good right to assign the same to Assignee without encumbrance; and that it is aware of no claim to the contrary.
4. Bind its heirs, legal representatives, and assigns, as well as itself, to do, upon Assignee's request and at Assignee's expense, but without additional consideration to assignor, all acts reasonably serving to assure that said '229 Patent, shall be held and enjoyed by Assignee as fully and entirely as the same could have been held and enjoyed by assignor, its heirs, legal representatives, and assigns if this assignment had not been made; and particularly to execute and deliver to Assignee all lawful application documents including petitions, specifications, and oaths, and all assignments, disclaimers, and lawful affidavits in

form and substance as may be requested by Assignee; to communicate to Assignee all facts known to assignor relating to said '229 Patent or the history thereof; to furnish Assignee with any and all documents, photographs, models, samples, and other physical exhibits in assignor's control or in the control of its heirs, legal representatives, or assigns which may be useful for establishing the facts of conception, disclosure, and reduction to practice of said inventions and discoveries covered by the '229 Patent; and to testify to the same in any interference, arbitration, or litigation.

The undersigned authorized signer, on behalf of SECURE CARE PRODUCTS, INC., its beneficiaries, heirs, successors and assigns, hereby certifies, represents and warrants that he or she has full authority to sign this document on behalf of SECURE CARE PRODUCTS, INC. and to bind SECURE CARE PRODUCTS, INC. to the terms of this assignment.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 14 day of March, 2011.

SECURE CARE PRODUCTS, INC.



Name: Albert Larose

Title: Director of Engineering

# EXHIBIT D



MAR 14 2011

Approved for use through 07/31/2012 OMB 0651-0  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: INTECH 21, INC.Application No./Patent No.: 6,347,229Filed/Issue Date: 02/12/2002Titled: METHOD FOR TRACKING THE LOCATION OF MOBILE UNITS

INTECH 21, INC. a CORPORATION

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc)

states that it is:

1. ☒ the assignee of the entire right, title, and interest in;
2. ☐ an assignee of less than the entire right, title, and interest in  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %); or
3. ☐ the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)

the patent application/patent identified above, by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy therefore is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: All of the named inventors To: Intech 21, Inc. and Secure Care Products, Inc.

The document was recorded in the United States Patent and Trademark Office at  
Reel 010207, Frame 0030, or for which a copy thereof is attached

2. From: Secure Care Products, Inc. To: Intech 21, Inc.

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at  
Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet(s).

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature

VICTOR ZELMANOVICH

Printed or Typed Name

March 14, 2011

Date

Executive Vice President

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to be used by the USPTO to process an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the complete application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form, and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.